

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**MEDIANEWS GROUP, INC. and  
CHARLESTON PUBLISHING  
COMPANY,**

**Petitioners,**

**v.**

**Civil Action No. 2:17-cv-03921  
(Judge Johnston)**

**DAILY GAZETTE COMPANY and  
DAILY GAZETTE HOLDING  
COMPANY, LLC,**

**Respondents.**

**MOTION TO CONFIRM ARBITRATOR’S AWARD**

Pursuant to 9 U.S.C. § 9, Petitioners, MediaNews Group, Inc. and Charleston Publishing Company (“Petitioners”), by their undersigned counsel, move the Court to confirm the Final Arbitration Award dated August 28, 2017 (“Award”), in favor of Petitioners against Daily Gazette Company and Daily Gazette Holding Company, LLC. Under the Federal Arbitration Act (“FAA”), the Court “must confirm an arbitration award unless the award is vacated, modified, or corrected.” 9 U.S.C. § 9 (emphasis added); see Elkland Holdings LLC v. Eagle Mining, LLC, No. 2:14-CV-15043, 2015 WL 13037115, at \*16 (S.D.W. Va. July 29, 2015).

**WHEREFORE**, because Respondents’ arguments in support of their Motion to Vacate are without merit as more fully explained in the Petitioners’ Combined (i) Response in Opposition to Respondents’ Motion to Vacate Arbitrator’s Award and (ii) Memorandum in Support of Motion to Confirm Arbitrator’s Award,<sup>1</sup> Petitioners respectfully request that the

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<sup>1</sup> The points and authorities set forth in the Petitioners’ Combined (i) Response in Opposition to Respondents’ Motion to Vacate Arbitrator’s Award and (ii) Memorandum in Support of Motion to Confirm Arbitrator’s Award are incorporated herein by reference in support of this Motion.

Court confirm the Award under the FAA and enter a judgment in favor of Petitioners consistent with the Award.

**MediaNews Group, Inc. and  
Charleston Publishing Company,**

**Petitioners,**

By Counsel:

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**CERTIFICATE OF SERVICE**

I, Thomas H. Ewing, do hereby certify that on this 6th day of October, 2017, I have electronically filed the foregoing ***MOTION TO CONFIRM ARBITRATOR'S AWARD*** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following CM/ECF participants:

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/s/ Thomas H. Ewing  
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